**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CIVIL APPELLATE JURISDICTION**
**WRIT PETITION NO.4937 OF 2004**

Ashta People Co-op.Bank Ltd. ..Petitioner.

V/s.

Shamrao Ganpati Surve & Anr. ..Respondents.

Mr.Abhinanda Vagyani for petitioner
Mr. B.R.Patil for respondent No.1

**CORAM : F.I.REBELLO, J.**

**DATED : 19TH JANUARY, 2005.**

**P.C. :-**

1. Parties agree by consent that the impugned order dated 7.5.2003 be set aside and matter be remanded back to revisional authority.

2. Revision will be construed as revision under the law, If the respondent No.1 herein deposits 50% amount awarded in terms of the certificate settlement within 2 months. On failure to deposit the said amount, revision application to stand dismissed. For a period of 2 months, petitioner will not take any steps to execute the certificate. At the same time, respondent No.1 will not dispose of or transfer any right in respect of property.Rule made absolute accordingly. No order as to costs.

(F.I. Rebello, J.)